

Michael Starr (MS 6851)  
Vanessa M. Thomas (VT 1679)  
Hogan & Hartson L.L.P.  
875 Third Avenue  
New York, NY 10022  
Telephone: (212) 918-3000  
Facsimile: (212) 918-3100

*Attorneys for Plaintiff*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
NYP HOLDINGS, INC. d/b/a NEW YORK POST,

Plaintiff,

- against -

NEW YORK NEWSPAPER PRINTING  
PRESSMEN'S UNION LOCAL NO. 2 and  
CHRISTOPHER CAPANELLI,

Defendants.  
----- X

07 Civ. 5580

**NOTICE OF MOTION**

PLEASE TAKE NOTICE THAT, upon the affidavit of Michael Starr, Esq., dated December 10, 2007 and the exhibits attached thereto and upon all of the pleadings and papers heretofore served in this action, plaintiff NYP Holdings, Inc. d/b/a New York Post will move this honorable Court at the United States District Court, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, on such date and time as the Court sets, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting summary

judgment in its favor and confirming the arbitration award issued by Arbitrator Barbara Zausner on June 12, 2006.

Dated: New York, New York  
December 10, 2007

HOGAN & HARTSON L.L.P.

By: /s/ Michael Starr  
Michael Starr (MS 6851)  
Vanessa M. Thomas (VT 1679)  
875 Third Avenue  
New York, NY 10022  
Telephone: (212) 918-3000  
Facsimile: (212) 918-3100  
Attorneys for Plaintiff

To: Daniel Engelstein, Esq.  
Levy Ratner, P.C.  
80 Eighth Avenue  
New York, New York 10011  
  
Christopher Capanelli  
20 Coconut Drive  
Commack, New York 11725